

In re Application of: Peter ASSAF et al.  
Serial No.: 10/555,664  
Filed: November 4, 2005  
Final Office Action Mailing Date: May 8, 2009

Examiner: Sun Jae Y. LOEWE  
Group Art Unit: 1626  
Attorney Docket: 30724  
Confirmation No.: 9895

### **REMARKS**

Reconsideration of the above-identified Application in view of the following remarks is respectfully requested.

Claims 6, 17, 32, 33 and 65-75 are pending in this case. Claims 6, 17, 32, 33 and 65-75 have been examined with the elected species being within the scope as indicated in Section 4 of the Office Action dated January 4, 2008. Claims 6, 33 and 65-75 have been rejected. Claims 17 and 32 have been objected to.

### ***Claim Amendments***

The Examiner has stated that the amendments to the claims filed on February 9, 2009 have been fully considered and have overcome the 35 U.S.C. §112, second paragraph rejection.

The Examiner has further stated that pursuant to MPEP §803.02, the search and examination was extended and that a non-elected species was found non-allowable, as follows.

### ***Double Patenting***

The Examiner has stated that claims 6, 33 and 65-75 are rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-8 of U.S. Patent No. 7,189,750.

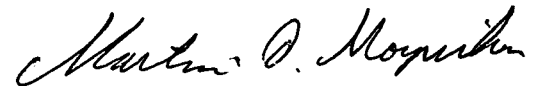
A Terminal Disclaimer is submitted herewith, thereby overcoming the Examiner's rejection.

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In view of the above amendments and remarks it is respectfully submitted that claims 6, 17, 32, 33 and 65-75 are now in condition for allowance. A prompt notice of allowance is respectfully and earnestly solicited.

Respectfully submitted,



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Date: November 9, 2009

**Enclosures:**

- Request for Continued Examination (RCE);
- Petition for Extension of Time (3 Months); and
- Terminal Disclaimer with respect to US Patent No. 7,189,750.